

JOURNAL OF THE HOUSE.

Monday, August 27, 2007.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, Our Creator, in Whom we place our trust and hope, we believe that we live each moment of the day in Your presence. We also believe that You have a personal interest and concern for each of us and our total well being. In our response, help us to use our intellectual and human gifts wisely as we strive to achieve our goals and our ultimate purpose in this life. In this age of terrorism in which many innocent people are victims of violent incidents, inspire us to continue to hold each human person and human dignity itself in the highest regard. May we continue to respect the human, civil and religious rights of all.

Prayer.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

At the request of Representative Vallee of Franklin, the members, guests and employees stood for a moment of silent prayer in memory of Staff Sergeant Robert Ryan Pirelli of Franklin. Sergeant Pirelli, who courageously served his country, lost his life on August 15 during a gun battle in the Diyala Province of Iraq.

Staff Sergeant
Robert Ryan
Pirelli.

Resolutions.

Resolutions (filed with the Clerk by Ms. Stanley of West Newbury) honoring West Newbury Chief of Police Jonathon L. Dennis, were referred, under Rule 85, to the committee on Rules.

Jonathon L.
Dennis.

Mr. Scaccia of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mrs. Walrath of Stow, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

A Bill altering the last day of registration for the special election relative to the Fourth Middlesex Senate District (Senate, No. 2330) (initiated by the Senate committee on Ethics and Rules, under Senate Rule 12B), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Fourth
Middlesex
District, special
election.

Fourth

Middlesex
District, special
election.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Lepper of Attleboro, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Frost of Auburn, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence, its title having been changed by said committee to read: "An Act relative to the special election for the Fourth Middlesex Senate District."

Bristol County
Commission on
Women.

A Bill establishing the Bristol County Commission on the status of women (Senate, No. 1172) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

UMass,
police
officer.

A Bill increasing the minimum age for appointment as a University of Massachusetts police officer (Senate, No. 1639) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Carver,
conservation
commission.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2326) of Marc R. Pacheco and Susan W. Gifford (by vote of the town) for legislation relative to the membership of the conservation commission of the town of Carver; and

Brimfield,
special
fund.

Petition (accompanied by bill, Senate, No. 2328) of Stephen M. Brewer and Todd M. Smola (by vote of the town) for legislation to establish a special fund in the town of Brimfield;

Winchendon,
tax deferments.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, Senate, No. 2327) of Stephen M. Brewer and Robert L. Rice (by vote of the town) for legislation relative to property tax deferments for senior citizens in the town of Winchendon. To the committee on Revenue.

The following notice was received from the Clerk of the Senate, to wit:—

August 24, 2007.

Honorable Salvatore F. DiMasi
Speaker of the House of Representatives
Room 356, State House
Boston, MA 02133

Commonwealth
Covenant Fund.

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Therese Murray, President of Senate, has appointed Mrs. Deborah Goldman,

pursuant to Section 35EE of Chapter 10 of the General Laws, to the Commonwealth Covenant Fund.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

Lowell,
elections.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to elections in the city of Lowell in 2007 (Senate, No. 2323) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Nangle of Lowell, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

Towed
vehicles,
storage.

Of the Bill relative to the maximum storage charges on motor vehicles involuntarily towed (House, No. 319),— and recommending that the same be recommitted to the committee on Consumer Protection and Professional Licensure; and

Somerville
charter.

Of the Bill establishing the position of municipal hearing officer to conduct hearings of violation notices issued in the city of Somerville in accordance with Section 21D of Chapter 40 of the General Laws (Senate, No. 2166);

Somerville,
inspectors.

Of the Bill relative to health inspectors of the city of Somerville (Senate, No. 2168); and

Somerville,
charter.

Of the Bill further regulating the department of public works of the city of Somerville (Senate, No. 2169, amended);

And recommending that the same severally be recommitted to the committee on Municipalities and Regional Government.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Mental
disabilities, self
determination.

By Ms. Coakley-Rivera of Springfield, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to establish self determination for persons with disabilities (House, No. 1898). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Emergency Measure.

Todd J.
Martinson, sick
leave.

The engrossed Bill establishing a sick leave bank for Todd J. Martinson, an employee of the Department of Mental Retardation (see Senate, No. 1457, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments

Bill
enacted.

to the Constitution; and the preamble was adopted, by a vote of 6 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bill.

The engrossed Bill validating the actions taken at the annual town election held in the town of Southampton (see House bill printed in House, No. 4149) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Birth
certificates,
access.

Orders of the Day.

The motion of Mr. Lepper of Attleboro, that the vote be reconsidered by which the House, on Thursday, August 16, passed to be engrossed, in concurrence, the Senate Bill further regulating access to birth certificates (Senate, No. 63, amended), was considered; and it prevailed.

Pending the recurring question of passing the bill to be engrossed, in concurrence, Mr. Green of Billerica moved to amend the bill in section 1 by adding the following paragraph:

“(c) Any child of a deceased parent who was adopted shall have the rights enumerated in this section”.

The amendment was adopted; and on the bill, as amended, was passed to be engrossed, in concurrence.

The bill (Senate, No. 63, amended) then was sent to the Senate for concurrence in the amendment adopted by the House.

Third
reading
bill.

The House Bill designating a certain parcel of land in the town of Canton as the Clyde S. Pushard Field (House, No. 750), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before twelve o'clock noon; and at two minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Bill
enacted.

Engrossed Bill.

The engrossed Bill relative to the special election for the Fourth Middlesex Senate District (see Senate, No. 2330) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

At twenty-five minutes before one o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.